

CITY OF ESCONDIDO
December 18, 2019
6:00 P.M. Meeting Minutes

Escondido City Council

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 6:00 p.m. on Wednesday, December 18, 2019 in the City Council Chambers at City Hall with Mayor McNamara presiding.

MOMENT OF REFLECTION

Zack Beck, City Clerk, led the Moment of Reflection.

FLAG SALUTE

Troop 649 Presented the colors and led the flag salute.

ATTENDANCE

The following members were present: Councilmember Olga Diaz, Deputy Mayor Consuelo Martinez, Councilmember John Masson, Councilmember Michael Morasco, and Mayor Paul McNamara. Quorum present.

Also present were: Jeffrey Epp, City Manager; Michael McGuinness, City Attorney; Bill Martin, Director of Community Development; Julie Procopio, Director of Engineering Services; and Zack Beck, City Clerk.

PRESENTATIONS

Dr. Roy Archer, received a Certificate of Recognition.

Rincon Band of Luiseño Indians presented an Economic Impact Report

PROCLAMATIONS:

Craig Carter, Police Chief, received a proclamation in honor of his retirement.

Michelle Bedoya, Nelson Feliciano, Miguel Carmona, Myriam Padilla and Ron Stark received a proclamation in honor of Drugged Driving Awareness month.

CLOSED SESSION REPORT

None.

ORAL COMMUNICATIONS

Patricia Borchmann – Requested that the City Council consider placing an item on the future agenda related to an action taken by the mayors of Oceanside, Carlsbad, Vista, San Marcos and Escondido JPA for the Highway 78 corridor.

CONSENT CALENDAR

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Masson to approve all Consent Calendar items except items 7, 8, 9, 11, 13, 15 and 20. Approved unanimously.

1. AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/RRB)

2. APPROVAL OF WARRANT REGISTER (Council)

Request the City Council approve the City Council and Housing Successor Agency warrant numbers:

- 336367 – 336532 dated November 13, 2019
- 336533 – 336811 dated November 20, 2019
- 336812 – 337040 dated November 26, 2019

Staff Recommendation: **Approval (Finance Department: Joan Ryan)**

3. APPROVAL OF MINUTES: Regular Meeting of November 20, 2019

4. BUDGET ADJUSTMENT AND LOAN TO THE CALIFORNIA CENTER FOR THE ARTS, ESCONDIDO -

Request the City Council approve a budget adjustment to facilitate a loan totaling up to \$100,000 from the City's Public Facilities Fund to the California Center for the Arts, Escondido (CCAЕ) to finance Conference Center furnishings.

Staff Recommendation: **Approval (City Manager's Office: Jay Petrek)**

RESOLUTION NO. 2019-161

5. DELEGATING DUTIES RELATED TO THE CITY OF ESCONDIDO'S 401(k), 457(b), AND RETIREMENT HEALTH SAVINGS PLANS -

Request the City Council approve delegating responsibility for the plan management, both settlor and fiduciary in nature, associated with the operation and maintenance of the plans to the Director of Finance.

Staff Recommendation: **Approval (Human Resources Department: Jessica Perpetua)**

RESOLUTION NO. 2019-165

6. AGREEMENT FOR EMERGENCY USE OF FACILITIES WITH CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION (CAL FIRE) AT KIT CARSON PARK -

Request the City Council approve authorizing the Real Property Manager to execute an Agreement for Emergency Use of Facilities with CAL FIRE at Kit Carson Park.

Staff Recommendation: **Approval (Engineering Services Department: Julie Procopio)**

RESOLUTION NO. 2019-174

7. ANNUAL DESTRUCTION OF RECORDS -

Request the City Council approve authorizing the destruction of City records as set forth in Exhibit "A," which are attached to Resolution No. 2019-191, for the following departments and divisions: City Attorney, City Clerk, City Manager, City Treasurer, Community Development, Community Services, Employee Benefits, Engineering, Finance, Fire, HARRF, Housing, Human Resources, Library, Payroll, Police, Public Works, Risk Management, and Utilities.

Staff Recommendation: **Approval (City Clerk's Office: Zack Beck)**

RESOLUTION NO. 2019-175

Moved by Councilmember Diaz, seconded by Deputy Mayor Martinez to approve authorizing the destruction of City records as set forth in Exhibit "A," which are attached to Resolution No. 2019-191, for the following departments and divisions: City Attorney, City Clerk, City Manager, City Treasurer, Community Development, Community Services, Employee Benefits, Engineering, Finance, Fire, HARRF, Housing, Human Resources, Library, Payroll, Police, Public Works, Risk Management, and Utilities. Approved unanimously.

8. THIRD AMENDMENT TO THE CONSULTING AGREEMENT FOR THE LAKE WOHLFORD DAM REPLACEMENT PROJECT -

Request the City Council approve authorizing the Mayor and the City Clerk to execute a Third Amendment to the Consulting Agreement with Black & Veatch Corporation, in the amount of \$362,530 for consulting and engineering services to study alternatives to the Lake Wohlford Dam Replacement Project.

Staff Recommendation: **Approval (Utilities Department: Christopher W. McKinney)**

RESOLUTION NO. 2019-178

Moved by Councilmember Morasco, seconded by Councilmember Diaz to approve authorizing the Mayor and the City Clerk to execute a Third Amendment to the Consulting Agreement with Black & Veatch Corporation, in the amount of \$362,530 for consulting and engineering services to study alternatives to the Lake Wohlford Dam Replacement Project. Approved unanimously.

9. ADOPTION OF RESOLUTION NO. 2019-179 APPROVING RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS20-21) FOR JULY 2020 THRU JUNE 2021 -

Request the City Council approve the Recognized Obligation Payment Schedule (ROPS20-21) so that the Successor Agency may continue to make payments due for enforceable obligations.

Staff Recommendation: **Approval (Finance Department: Joan Ryan)**

RESOLUTION NO. 2019-179

Moved by Councilmember Diaz, seconded by Councilmember Masson to approve the Recognized Obligation Payment Schedule (ROPS20-21) so that the Successor Agency may continue to make payments due for enforceable obligations. Approved unanimously.

10. MICROSOFT LICENSING ENTERPRISE AGREEMENT -

Request the City Council approve authorizing the Director of Information Systems to execute, on behalf of the City of Escondido, a three-year agreement with Dell in the amount of \$876,330.66 to provide a Microsoft Enterprise Licensing Agreement with Software Assurance.

Staff Recommendation: **Approval (Information Systems Department: Robert Van De Hey)**

RESOLUTION NO. 2019-180

11. ACCEPT REAL PROPERTY DONATION AGREEMENT FOR PROPERTY LOCATED ON LINCOLN AVENUE (APN 229-101-23) -

Request the City Council approve authorizing the City Manager to execute documents necessary to accept the donation of property located on Lincoln Avenue (APN 233-101-23) to the City of Escondido.

Staff Recommendation: **Approval (Engineering Services Department: Julie Procopio)**

RESOLUTION NO. 2019-181

Moved by Councilmember Morasco, seconded by Councilmember Diaz to approve authorizing the City Manager to execute documents necessary to accept the donation of property located on Lincoln Avenue (APN 233-101-23) to the City of Escondido. Approved unanimously.

12. PURCHASE TWENTY-TWO 2020 FORD HYBRID INTERCEPTOR UTILITY VEHICLES -

Request the City Council approve authorizing the Fleet Services Division of the Public Works Department to purchase twenty-two (22) Ford Hybrid Police Interceptor Utility Vehicles from Fritts Ford of Riverside, California, in the amount of \$852,276.92, by attaching to the County of Riverside's RFQ PUARC-1634, (Request for Quote Purchasing Riverside County) and approving the disposal of the surplus vehicles via auction.

Staff Recommendation: **Approval (Public Works Department: Joseph Goulart)**

RESOLUTION NO. 2019-182

13. AWARD PURCHASE OF ONE GAPVAX HV-44 HYDRO-EXCAVATION TRUCK -

Request the City Council authorize the purchase of one (1) GapVax Hydro-Excavation truck for a total purchase amount of \$497,975.25.

Staff Recommendation: **Approval (Public Works Department: Joseph Goulart)**

RESOLUTION NO. 2019-183

Motion by Councilmember Diaz, seconded by Councilmember Masson to authorize the purchase of one (1) GapVax Hydro-Excavation truck for a total purchase amount of \$497,975.25. Approved unanimously.

14. SECOND AMENDMENT TO THE COMPUTER AIDED DISPATCH (CAD) MASTER MAINTENANCE AGREEMENT -

Request the City Council approve authorizing the Mayor and City Clerk to execute a Second Amendment to the Maintenance Agreement with Northrop Grumman Information Technology, Inc., for the existing Computer Aided Dispatch (CAD) System.

Staff Recommendation: **Approval (Police Department: Craig Carter)**

RESOLUTION NO. 2019-185

15. ALARM MANAGEMENT SERVICES -

Request the City Council approve authorizing the Mayor and the City Clerk to execute a Consulting Agreement with Alarm Program Systems, LLC for alarm management services for the Police and Fire Departments.

Staff Recommendation: **Approval (Police Department: Craig Carter)**

RESOLUTION NO. 2019-186

Moved by Councilmember Diaz, seconded by Deputy Mayor Martinez to approve authorizing the Mayor and the City Clerk to execute a Consulting Agreement with Alarm Program Systems, LLC for alarm management services for the Police and Fire Departments. Approved unanimously.

16. MOBILE DATA COMPUTER PURCHASE FOR PATROL VEHICLES -

Request the City Council approve authorizing the Chief of Police or his designee to execute necessary documents on behalf of the City of Escondido to purchase seventy-nine (79) mobile data computers for police patrol vehicles.

Staff Recommendation: **Approval (Police Department: Craig Carter)**

RESOLUTION NO. 2019-187

17. FIFTH AMENDMENT TO THE CONSULTING AGREEMENT FOR THE CITRACADO PARKWAY IMPROVEMENT PROJECT -

Request the City Council approve authorizing a Fifth Amendment to the Consultant Agreement with Brian F. Smith and Associates, Inc. for archeological services in the amount of \$392,600 for the Citracado Parkway Extension Project.

Staff Recommendation: **Approval (Engineering Services Department: Julie Procopio)**

RESOLUTION NO. 2019-189

18. APPROVAL OF CALPERS INDUSTRIAL DISABILITY FOR POLICE CHIEF CRAIG CARTER -

Request the City Council approve the California Public Employees' Retirement System (CalPERS) Industrial Disability Retirement for Police Chief Craig Carter.

Staff Recommendation: **Approval (Human Resources Department: Jessica Perpetua)**

RESOLUTION NO. 2019-190

19. FISCAL YEAR 2019-20 STATE OF CALIFORNIA CITIZENS' OPTION FOR PUBLIC SAFETY PROGRAM GRANT -

Request the City Council approve authorizing the Escondido Police Department to accept a Fiscal Year 2019-20 Citizens' Option for Public Safety Program Grant in the amount of \$231,481; approve grant expenditures consistent with guidelines in AB1913; authorize the Chief of Police or his designee to execute grant documents on behalf of the City; and approve budget adjustments needed to spend grant funds.

Staff Recommendation: **Approval (Police Department: Craig Carter)**

20. FISCAL YEAR 2019-20 SAN DIEGO COUNTY LAW ENFORCEMENT FOUNDATION LIFE SAVING EQUIPMENT GRANT -

Request the City Council approve authorizing the Escondido Police Department to accept a Fiscal Year 2019-20 San Diego Law Enforcement Foundation Grant in the amount of \$2,431.79; authorize the Chief of Police or his designee to execute grant documents on behalf of the City; and approve budget adjustments needed to spend grant funds.

Staff Recommendation: **Approval (Police Department: Craig Carter)**

Moved by Deputy Mayor Martinez, seconded by Councilmember Masson to approve authorizing the Escondido Police Department to accept a Fiscal Year 2019-20 San Diego Law Enforcement Foundation Grant in the amount of \$2,431.79; authorize the Chief of Police or his designee to execute grant documents on behalf of the City; and approve budget adjustments needed to spend grant funds. Approved unanimously.

CONSENT RESOLUTIONS AND ORDINANCES (COUNCIL/RRB)

The following Resolutions and Ordinances were heard and acted upon by the City Council/RRB at a previous City Council/Mobilehome Rent Review meeting. (The title of Ordinances listed on the Consent Calendar are deemed to have been read and further reading waived.)

21. REZONE, MASTER AND PRECISE DEVELOPMENT PLAN, TENTATIVE SUBDIVISION MAP, GRADING EXEMPTION, AND SPECIFIC ALIGNMENT PLAN - NUTMEG HOMES RESIDENTIAL PROJECT (SUB 18-0005 AND ENV 18-0005) -

Approved on November 20, 2019 with a vote of 5/0

ORDINANCE NO. 2019-19 (Second Reading and Adoption)

PUBLIC HEARINGS

22. SHORT-FORM RENT INCREASE APPLICATION GREENCREST MOBILEHOME PARK (FILE NO. 0697-20-10225) -

Request the City Council approve granting an increase of 75 percent of the change in the Consumer Price Index (CPI), or 2.087 percent (an average of \$9.88) for the period of June 30, 2018, to June 30, 2019.

Staff Recommendation: **Approval (Community Development Department: Bill Martin)**

RENT REVIEW BOARD RESOLUTION NO. 2019-05

Jim Younce - Park Representative, spoke in favor of the short-form rent increase.

Moved by Deputy Mayor Martinez, seconded by Councilmember Masson to approve granting an increase of 75 percent of the change in the Consumer Price Index (CPI), or 2.087 percent (an average of \$9.88) for the period of June 30, 2018, to June 30, 2019. Approved unanimously.

23. AMENDMENT TO FISCAL YEAR 2019-20 HUD ANNUAL ACTION PLAN -

Request the City Council approve amending the Fiscal Year 2019-20 Housing and Urban Development (HUD) Annual Action Plan to re-allocate Community Development Block Grant (CDBG) funding to the existing Ballfield Light LED Retrofit Program and new Old Escondido Street Sign Replacement Project, and approve a budget adjustment in the amount of \$240,000.

Staff Recommendation: **Approval (Community Development Department: Bill Martin)**

RESOLUTION NO. 2019-184

Moved by Councilmember Masson, seconded by Councilmember Diaz to approve amending the Fiscal Year 2019-20 Housing and Urban Development (HUD) Annual Action Plan to re-allocate Community Development Block Grant (CDBG) funding to the existing Ballfield Light LED Retrofit Program and new Old Escondido Street Sign Replacement Project, and approve a budget adjustment in the amount of \$240,000. Approved unanimously.

24. ALLOCATION OF HOME INVESTMENT PARTNERSHIPS PROGRAM (HOME) FUNDS TO SAN DIEGO HABITAT FOR HUMANITY -

Request the City Council approve authorizing the Director of Community Development to preliminarily commit federal HOME funds to San Diego Habitat for Humanity for the acquisition of 245 E. El Norte Parkway and construction of 10 affordable homeowners units, and authorizing the Mayor and City Clerk to execute Affordable Housing Loan Agreements and all necessary loan and supporting agreements in forms acceptable to the City Attorney.

Staff Recommendation: **Approval (Community Development Department: Bill Martin)**

RESOLUTION NO. 2019-188

Lori Pfeiler - Spoke in favor of the program.

Moved by Councilmember Diaz, seconded by Councilmember Morasco to approve authorizing the Director of Community Development to preliminarily commit federal HOME funds to San Diego Habitat for Humanity for the acquisition of 245 E. El Norte Parkway and construction of 10 affordable homeowners units, and authorizing the Mayor and City Clerk to execute Affordable Housing Loan Agreements and all necessary loan and supporting agreements in forms acceptable to the City Attorney. Approved with four yes votes. (Masson - Abstain)

CURRENT BUSINESS

25. UNCLASSIFIED SERVICE SCHEDULE AND SALARY PLANS -

Request the City Council approve amending and re-establishing the Salary Schedule for the Unclassified and Management Groups and amending the Part-time Salary Plan.

Staff Recommendation: **Approval (Human Resources Department: Jessica Perpetua)**

A) RESOLUTION NO. 2019-139 B) RESOLUTION NO. 2019-144

Moved by Councilmember Morasco, seconded by Councilmember Masson to approve amending and re-establishing the Salary Schedule for the Unclassified and Management Groups and amending the Part-time Salary Plan. Approved unanimously.

26. CITY COUNCIL MEMBER AND MAYOR COMPENSATION -

Request the City Council to approve Ordinance No. 2019-20 amending Escondido Municipal Code Section 2-28 increasing the salary of City councilmembers and Mayor by 10% for the two-year period from December 2018, and becoming effective in December 2020, pursuant to Section B(9) of the City Council Rules and Policies and Government Code Section 36516 et. seq. Council may further consider changes to the part time status of councilmembers.

Staff Recommendation: **Approval (City Attorney's Office: Michael R. McGuinness)**

ORDINANCE NO. 2019-20 (First Reading and Introduction)

Ed Gallo - Expressed opposition to the change in Council Member and Mayoral compensation.

Laura Hunter - Expressed support for the change in Council Member and Mayoral compensation.

Moved by Councilmember Morasco, seconded by Councilmember Diaz to not approve Ordinance No. 2019-20 amending Escondido Municipal Code Section 2-28 increasing the salary of City councilmembers and Mayor by 10% for the two-year period from December 2018, and becoming effective in December 2020, pursuant to Section B(9) of the City Council Rules and Policies and Government Code Section 36516 et. seq. Approved 4-1 (Masson - No)

27. REVIEW OF CAMPAIGN CONTRIBUTION LIMITS -

Request the City Council to approve Ordinance No. 2019-22 amending the City Municipal Election Campaign Control Ordinance to lower the maximum personal contributions from \$4,300 to \$250 for city council candidates and from \$4,300 to \$800 for mayoral candidates. Council may further consider changes to the acceptance and/or disclosures of contributions from persons having business before the City.

Staff Recommendation: **Approval (City Attorney's Office: Michael R. McGuinness)**

ORDINANCE NO. 2019-22 (First Reading and Introduction)

Moved by Deputy Mayor Martinez, seconded by Councilmember Morasco to postpone this item to a future City Council meeting. Approved unanimously.

FUTURE AGENDA

FUTURE AGENDA -

The purpose of this item is to identify issues presently known to staff or which members of the City Council wish to place on an upcoming City Council agenda. Council comment on these future agenda items is limited by California Government Code Section 54954.2 to clarifying questions, brief announcements, or requests for factual information in connection with an item when it is discussed.

Staff Recommendation: **None (City Clerk's Office: Zack Beck)**

COUNCIL MEMBERS SUBCOMMITTEE REPORTS

Councilmember Morasco - Attended the School/Council Subcommittee Meeting and the California Center for the Arts/Council subcommittee meeting.

Deputy Mayor Martinez - Attended the California Center for the Arts/Council subcommittee meeting.

Councilmember Masson - Attended the San Diego County Water Authority Board meeting.

Councilmember Diaz - Attended the School/Council Subcommittee Meeting.

CITY MANAGER'S WEEKLY ACTIVITY REPORT

The most current information from the City Manager regarding Economic Development, Capital Improvement Projects, Public Safety and Community Development. This report is also available on the City's website, www.escondido.org.

• WEEKLY ACTIVITY REPORT

ORAL COMMUNICATIONS

Robroy Fawcett - Spoke in favor of free speech related to campaign contributions.

Ed Gallo - Wished everyone a Merry Christmas, Happy Hanukkah, Happy Kwanza and Happy Holidays.

ADJOURNMENT

Mayor McNamara adjourned the meeting at 8:33 p.m.

DocuSigned by:
Paul McNamara
CAACE20782954D3...

MAYOR

DocuSigned by:
Zack Beck
A58535D0BDC1430...

CITY CLERK